

ORDINANCE NO. 11-01-06-A

A ORDINANCE OF THE HAMILTON COUNTY
COUNCIL CREATING THE HAMILTON
COUNTY AVIATION AUTHORITY

WHEREAS, the Board of Aviation Commissioners of Hamilton County ("the Board"), was established on the 3rd day of March, 1999, by the Hamilton County Council by the passage of Ordinance No. 3-3-99A ("the Previous Ordinance"); and,

WHEREAS, the incumbent Board of Aviation Commissioners has continued to operate pursuant to the terms of the Previous Ordinance; and,

WHEREAS, the Board, acting on behalf of Hamilton County, has acquired approximately five hundred twenty-five (525) acres of land in Union Township, Boone County, Indiana, which was formerly used for the Terry Airport, now known as the Indianapolis Executive Airport ("the Airport"); and,

WHEREAS, the Airport continues to prosper and grow at an unprecedented rate; and,

WHEREAS, it is the goal of the Board to continue steady, managed growth of the facilities at the Airport and to continue to serve the economic development and general aviation needs of Hamilton County and Boone County; and,

WHEREAS, the interests of Hamilton County relating to general aviation will be best served by the creation of the Hamilton County Airport Authority, ("the Airport Authority") pursuant to Indiana Code 8-22-3, and the transfer of all assets and duties from the Board to the Airport Authority.

IT IS THEREBY ORDAINED by the Hamilton County Council as follows:

1. The Hamilton County Airport Authority is hereby established pursuant to the terms of Indiana Code 8-22-3-1 et sequi.

2. The Board of the Airport Authority shall consist of five (5) members, who shall be appointed by the Board of Commissioners of Hamilton County, and no more than three (3) members of the Airport Authority may be of the same political party.

3. The Board of Commissioners of Boone County, may appoint an advisory member to the Airport Authority who must meet the requirements of Indiana Code 8-22-3-

4.

4. One (1) Board member of the Airport Authority Board shall be appointed for a initial term of one (1) year; one Board member shall be appointed for an initial term of two (2) years; one (1) Board member shall be appointed for an initial term of three (3) years; and two (2) Board members shall be appointed for an initial term of four (4) years. After the initial terms, all appointments shall be for four (4) years.

5. The Airport Authority shall have powers authorized by Indiana Code 8-22-3, and shall also have all powers and duties previously conferred by statute to its predecessor, the Hamilton County Board of Aviation Commissioners, as authorized by Indiana Code 8-22-3-11(2).

6. Pursuant to Indiana Code 8-22-3-23(a), the budget of the Airport Authority shall be approved annually by the Hamilton County Council in the same manner as the budgets of all other departments of Hamilton County.

7. The Hamilton County Council shall approve any levy established by the Airport Authority pursuant to Indiana Code 8-22-3-23(c).

8. The Board shall transfer all contracts, work in progress, title to real estate, and any and all other interest of the Board, to the Airport Authority. The Board is instructed to execute any and all documents necessary to complete said conveyances and assignments.

9. The budget approved by this Council for the Board for calendar year 2007, is hereby assigned to the Airport Authority and to the extent necessary this Council hereby ratifies and approves the previously approved budget for the Board as the 2007 budget of the Airport Authority.

10. The Hamilton County Auditor shall cause such additional budgets and line items, or changes in names of budgets and line items, that are necessary to carry out the terms and conditions of the above section.

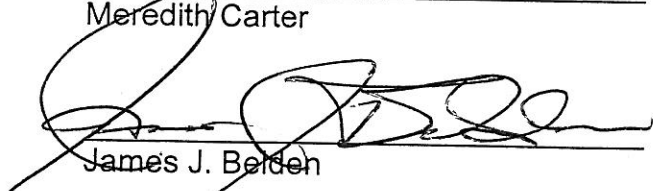
11. The creation of the Airport Authority is effective January 1, 2007. The Board is requested and authorized to meet as soon after January 1, 2007, as is practical and to take all steps to transfer all right, title, and interest of any property of the Board to the Airport Authority.

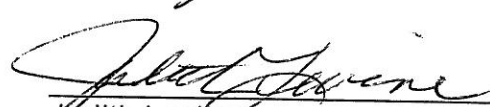
12. The Airport Authority shall conduct its first meeting after the January meeting of the Board. The Board shall be dissolved and the terms of its members terminated upon the completion of the first meeting of the Board of the Airport Authority.

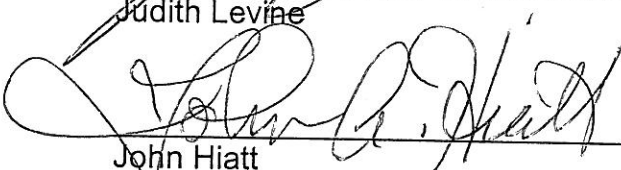
ALL OF WHICH IS ORDAINED by the Hamilton County Council this 6 day of
December, 2006.


HAMILTON COUNTY COUNCIL


Meredith Carter


James J. Belden


Judith Levine


John Hiatt


Rick McKinney


Steve Schwartz


Brad Beaver

ATTEST:


Robin M. Mills, Auditor